



APPLICATION FOR VARIANCE

State Form 44400 (R8 / 6-12)

Approved by State Board of Accounts, 2012

INDIANA DEPARTMENT OF HOMELAND SECURITY
CODE SERVICES SECTION
302 West Washington Street, Room W246
Indianapolis, IN 46204-2739
http://www.in.gov/dhs/fire/lp_bs_comm_code/



INSTRUCTION: Please refer to the attached four (4) page instructions.
Attach additional pages as needed to complete this application.

Variance number (Assigned by department)

16-11-02

1. APPLICANT INFORMATION (Person who would be in violation if variance is not granted; usually this is the owner)

| | |
|---|---|
| Name of the applicant Steve Baker | Title Sales Manager |
| Name of organization Dreyer & Reinbold BMW | Telephone number (317) 673-4302 |
| Address (number and street, city, state, and ZIP code) 9375 Whitley Dr., Indpls., IN, 46240 | |

2. PERSON SUBMITTING APPLICATION ON BEHALF OF THE APPLICANT (If not submitted by the applicant)

| | |
|--|---|
| Name of person on behalf of the applicant Timothy P. Simpson | Title |
| Name of organization American Tent & Awning Co., Inc | Telephone number (317) 632-7226 |
| Address (number and street, city, state, and ZIP code) 205 E. Palmer St., Indianapolis, IN 46225 | |

3. DESIGN PROFESSIONAL OF RECORD (If applicable)

| | |
|--|-------------------------|
| Name of design professional | License number |
| Name of organization | Telephone number () |
| Address (number and street, city, state, and ZIP code) | |

4. PROJECT IDENTIFICATION

| | | |
|---|----------------------|-------------------------|
| Name of project Temporary Sales Trailers | State project number | County Marion |
| Site address (number and street, city, state, and ZIP code) 9375 Whitley Dr., Indpls., IN, 46240 | | |
| Type of project: <input checked="" type="checkbox"/> New <input type="checkbox"/> Addition <input type="checkbox"/> Alteration <input type="checkbox"/> Change of occupancy <input type="checkbox"/> Existing | | |

5. REQUIRED ADDITIONAL INFORMATION

The following required information has been included with this application (check as applicable):

- ☒ A check made payable to the Indiana Department of Homeland Security for the appropriate amount. (see instructions)
- ☒ One (1) set of plans or drawings and supporting data that describe the area affected by the requested variance and any proposed alternatives.
- ☒ Written documentation showing that the local fire official has received a copy of the variance application.
- ☒ Written documentation showing that the local building official has received a copy of the variance application.

6. VIOLATION INFORMATION

Has the Plan Review Section of the Division of Fire & Building Safety issued a Correction Order?

☐ Yes (if yes, attach a copy of the Correction Order) ☒ No

Has a violation been issued? ☐ Yes (if yes, attach a copy of the Violation and answer the following) ☒ No

Violation issued by: ☐ Local Building Department ☐ State Fire and Building Code Enforcement Section
☐ Local Fire Department

| 7. DESCRIPTION OF REQUESTED VARIANCE | | |
|---|--|--|
| Name of code or standard and edition involved 2014 Indiana Fire Code | Specific code section Section 3103.5 | |
| Nature of non-compliance (include a description of spaces, equipment, etc. involved as necessary) Having a tent up for more than 30 days in the same location. | | |
| 8. DEMONSTRATION THAT PUBLIC HEALTH, SAFETY, AND WELFARE WILL BE PROTECTED | | |
| Select one of the following statements: | | |
| <input checked="" type="checkbox"/> Non-compliance with the rule will not be adverse to the public health, safety or welfare; or <input type="checkbox"/> Applicant will undertake alternative actions in lieu of compliance with the rule to ensure that granting of the variance will not be adverse to public health, safety, or welfare. Explain why alternative actions would be adequate (be specific). | | |
| Facts demonstrating that the above selected statement is true: The Tents will be staked down per industry standards and code. They will have no sidewall. They have been certified flame resistant, copies attached. The tents will be regularly maintained by American Tent & Awning Co. for the duration of the installation. | | |
| 9. DEMONSTRATION OF UNDUE HARDSHIP OR HISTORICALLY SIGNIFICANT STRUCTURE | | |
| Select at least one of the following statements: | | |
| <input checked="" type="checkbox"/> Imposition of the rule would result in an undue hardship (unusual difficulty) because of physical limitations of the construction site or its utility services. <input checked="" type="checkbox"/> Imposition of the rule would result in an undue hardship (unusual difficulty) because of major operational problems in the use of the building or structure. <input type="checkbox"/> Imposition of the rule would result in an undue hardship (unusual difficulty) because of excessive costs of additional or altered construction elements. <input type="checkbox"/> Imposition of the rule would prevent the preservation of an architecturally or a historically significant part of the building or structure. | | |
| Facts demonstrating that the above selected statement is true: We are under construction while a new showroom is being built. | | |
| 10. STATEMENT OF ACCURACY | | |
| I hereby certify under penalty of perjury that the information contained in this application is accurate. | | |
| Signature of applicant or person submitting application <i>Timothy P. Simpson</i> | Please print name Timothy P. Simpson | Date of signature (month, day, year) 9/15/2016 |
| Signature of design professional (if applicable) | Please print name | Date of signature (month, day, year) |
| 11. STATEMENT OF AWARENESS (If the application is submitted on the applicant's behalf, the applicant must sign the following statement) | | |
| I hereby certify under penalty of perjury that I am aware of this request for variance and that this application is being submitted on my behalf. | | |
| Signature of applicant <i>Steve Baker</i> | Please print name Steve Baker | Date of signature (month, day, year) 9/15/2016 |



Department of Code Enforcement
Indianapolis
Gregory A. Ballard, Mayor

October 6, 2016

Denise Fitzpatrick
Indiana Department of Homeland Security, Code Services
Room W-245
402 W. Washington St.
Indianapolis, IN, 46024

RE: Variance-temporary structures-Dreyer & Reinbold BMW

Dear Denise,

The City of Indianapolis has received the application for variance as follows:

1. 2014 Indiana Fire Code Section 3103.5-tents will installed for more than thirty days in the same location.

We will appreciate receiving the results of the Commission's deliberations.

Sincerely,

Jeff Dean
Building Code Analyst

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.
1803 Salisbury Hwy
Statesville, NC 28677
704-878-6175

Date treated or
manufactured

12-13-2003

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR

AMERICAN TENT & AWNING CO
205 EAST PALMER STREET

INDIANAPOLIS
IN 462250000

Certification is hereby made that: (Check "a" or "b")



- (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____

Method of application _____



- (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used
200

PROTEC 2000 61"13OZ WHITE Reg. No. **F-12111**

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

Name of Applicator or Production Superintendent

JOHN BOYLE & COMPANY, INC.

By

Paul B. Stelzner
President/Paul B. Stelzner

Control Number 07130

Order Number 26027

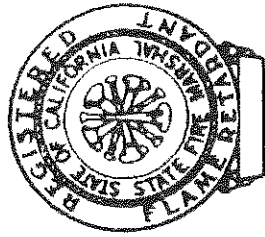
Invoice Number 927355

Quantity 606.00

white for Frame Tops

Sell Certified Flame-Retardant Fabrics By BOYLE
Your product will meet the rigid specifications of the California Fire Marshal.

JOHN BOYLE & COMPANY AND DISTRIBUTORS



REGISTRATION
NUMBER

F-12110

ISSUED BY



EVANSVILLE, INDIANA 47725
MANUFACTURERS OF THE FINISHED
TENT PRODUCTS DESCRIBED HEREIN

Date of Shipment

5/11/2007

Tent Identification

04436057

This is to certify that the materials described have been flame-retardant treated
(or are inherently nonflammable) and were supplied to:

131550
AMERICAN TENT & AWNING
205 E PALMER ST

INDIANAPOLIS IN 462251639

Certification is hereby made that:

The articles described on this Certificate have been treated with a flame-retardant approved
chemical and that the application of said chemical was done in conformance with California
Fire Marshal Code. All fabric has been tested and passes NFPA 701-99, CPAI 84, ULC 109.

Serial #

8023000 (1)

Description of item certified:

FIESTA EXPANDABLE TOP 20WX20
WHITE VINYL

**Flame Retardant Process Used Will Not Be Removed By
Washing And Is Effective For The Life Of The Fabric**

JOHN BOYLE STATESVILLE NC

Name of Applicator of Flame Resistant Finish

Signed:

A. Clark

ANCHOR INDUSTRIES INC.

American Tent & Awning

From: Tim Simpson [tps67dmh@yahoo.com]
Sent: Friday, October 07, 2016 12:13 PM
To: American Tent & Awning
Subject: Fw: Dreyer & Reinbold Variance Application

----- Forwarded Message -----

From: "Bovard, Margie F." <Margie.Bovard@indy.gov>
To: Tim Simpson <tps67dmh@yahoo.com>
Sent: Thursday, October 6, 2016 8:04 AM
Subject: RE: Dreyer & Reinbold Variance Application

Received, Thank You

Margie Bovard
Senior Fire Code Plans Examiner
Fire and Life Safety Division
Indianapolis Fire Department
955 Fort Wayne Avenue
Indianapolis, IN 46202
Office: 317-327-5529
Fax: 317-327-6072
margie.bovard@indy.gov

From: Tim Simpson [mailto:tps67dmh@yahoo.com]
Sent: Wednesday, October 05, 2016 4:43 PM
To: Bovard, Margie F.; PlanReview.Class1
Subject: Dreyer & Reinbold Variance Application

I'm sending this to fulfill the requirements in section 5 of the application.
Please respond as soon as possible.
Thank you,
Tim Simpson
American Tent & Awning Co., Inc.

IMPORTANT DOCUMENT

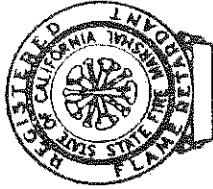
Certificate of Flame Resistance

ISSUED BY



EVANSVILLE, INDIANA 47725

MANUFACTURERS OF THE FINISHED
TENT PRODUCTS DESCRIBED HEREIN



REGISTRATION
NUMBER

F-12110

Date of Shipment
5/11/2007

Tent Identification
04436057

This is to certify that the materials described have been flame-retardant treated
(or are inherently nonflammable) and were supplied to:

131550
AMERICAN TENT & AWNING
205 E PALMER ST

INDIANAPOLIS IN 462251639

Certification is hereby made that:

The articles described on this Certificate have been treated with a flame-retardant approved chemical and that the application of said chemical was done in conformance with California Fire Marshal Code. All fabric has been tested and passes NFPA 701-99, CPAI 84, ULC 109.

Serial #
8023300 (2)

Description of item certified:

FIESTA EXPANDABLE MIDDLE
20W X 10 WHITE VINYL

Flame Retardant Process Used Will Not Be Removed By
Washing And Is Effective For The Life Of The Fabric

JOHN BOYLE STATESVILLE NC

Name of Applicator of Flame Resistant Finish

Signed:

ANCHOR INDUSTRIES INC.



Site Plan
9375 Whitley Dr.

#1 - 20x30
Frame Tent

#2 - 6x40
Frame Tent

#3 - 6x12
Frame Tent



Date: 9/15/2016
Project: Dreyer & Reinbold
Estimate: #360369
Designer: TPS